



## State of Utah

### Department of Natural Resources

MICHAEL R. STYLER  
*Executive Director*

### Division of Oil, Gas & Mining

JOHN R. BAZA  
*Division Director*

JON M. HUNTSMAN, JR.  
*Governor*

GARY R. HERBERT  
*Lieutenant Governor*

July 26, 2006

Todd Wilhite  
Wilhite & Associates, Inc.  
465 N. University Ave.  
Provo, Utah 84601

Subject: Reclamation Surety Does Not Meet Division Acceptance Criteria, Wilhite & Associates, Inc., Gulch Mine (S/023/087), Juab County, Utah

Dear Mr. Wilhite:

The Division received a facsimile of certificate of deposit letter agreement dated and signed approximately one year ago. On July 18, 2006, Mr. Bigler at Zions Bank in Provo was emailed information regarding the Division non-acceptance of this faxed certificate of deposit letter agreement dated August 9, 2005. No further information via telephone or email has been received by the bank regarding the request for corrections, requirements, and paperwork necessary to finalize the reclamation surety in the amount of \$10,400.00. The email requested the bank prepare and issue the administrative hold letter. An administrative hold template was provided.

Enclosed is the CD agreement letter that must be signed and dated by an authorized representative of your organization and the bank. Please make arrangements with the bank for their signature and the return of this document in its original form to the Division. Mr. Baza will then sign the agreement.

Furthermore, a completed reclamation contract is required. Please contact Minerals Surety Coordinator, Beth Ericksen, for arrangements to complete this document.

**Please complete the cd agreement and reclamation contract and return to the Division within ten(10) calendar days from the date of this letter. Failure to respond may require cessation of mining operations and immediate reclamation of the mine site, as the mining law requires all mine sites be correctly and adequately bonded.**

If you have any questions or require discussion regarding the content of this letter, please contact Beth Ericksen (801) 538-5318.

Sincerely,

Susan M. White  
Mining Program Coordinator  
Minerals Regulatory Program

SMW:BE:pb

Enclosures: cd agreement letter, original

cc: Beth Ericksen, DOGM

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